IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN INSOLVENCY

NOTICE OF MOTION NO. 185 OF 2005

IN

INSOLVENCY NOTICE NO. N/196 OF 2005

Mr. Rameshwar D. Goyal and Ors.
...Judgment debtors

Ex-Parte :
Mandvi Co-operative Bank Ltd
...Judgment creditors

NOTICE OF MOTION NO. 186 OF 2005
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Ex-Parte :
Mandvi Co-operative Bank Ltd
...Judgment creditors

D.R. Talankar i/by. Smt. A. A. Dahiwalle
for judgment creditors.
Mr. Himanshu V. Kode for judgment debtors.

CORAM: S.U. KAMDAR, J.

DATED: 18TH APRIL, 2006.

P.C. :

1. These two motions are taken out for setting aside the Insolvency Notice. The only ground taken is that there were securities given to the judgment creditor and the judgment creditor did not take appropriate and timely steps to sell the property and recover the claim. In my opinion no such ground exists for the purpose of setting aside the Insolvency Notice. Motions are accordingly dismissed. No order as to costs.

sd/-

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